महाराष्ट्र प्रादेशिक नियोजन व नगर रचना अधिनियम,१९६६ कलम ३७(२) अन्वये वांद्रे-कुर्ला संकुलच्या विकास नियंत्रण नियमावलीत फेरबदल करण्याची अधिसूचना

महाराष्ट्र शासन,
नगर विकास विभाग,
शासन निर्णय क्रमांकः टिपीबी-४३०४/१४८३/प्र.क्र.१२८/२००९/नवि-११
मंत्रालय, मुंबई : ४०० ०३२, दिनांक : १ ऑगस्ट, २००९.

शासन निर्णयः- सोबतची अधिसूचना राज्य शासनाच्या साधारण राजपत्रात प्रसिध्द करण्यात यावी.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नांवाने.

(राजेंद्र हावडे)
अवर सचिव, महाराष्ट्र शासन.

प्रति,

महापालिका आयुक्त, बृहन्मुंबई महानगरपालिका, मुंबई.

महानगर आयुक्त, मुंबई महानगर प्रदेश विकास प्राधिकरण, वांद्रे-कुर्ला संकुल, वांद्रे (पूर्व),मुंबई-५१.

संचालक, नगर रचना, महाराष्ट्र राज्य, पुणे.

उपसंचालक, नगर रचना, बृहन्मुंबई, मुंबई.

उप सचिव, नगर रचना, नगर विकास विभाग, मंत्रालय, मुंबई.

प्रमुख अभियंता (वि.नि.), बृहन्मुंबई महानगरपालिका मुंबई.

व्यवस्थापक, शासकीय मध्यवर्ती मुद्रणालय, चर्नीरोड, मुंबई.

(त्यांना विनंती करण्यांत येते की, सोबतची अधिसूचना महाराष्ट्र शासनाचे साधारण राजपत्रात भाग-१ मध्ये प्रसिध्द करण्यात येवून त्याच्या प्रत्येकी ३५ प्रती नगर विकास विभाग, (नवि-११), मंत्रालय, मुबई-३२ व उप संचालक, नगर रचमा, बृहन्मुंबई, मुंबई यांना पाठविण्यांत याव्यात.)

कक्ष अधिकारी (संगणक कक्ष) (नवि-२९), नगर विकास विभाग, मंत्रालय, मुंबई ४०० ०३२.

(त्यांना विनंती करण्यात येते की, सोबतची अधिसूचना विभागाच्या वेबसाईटवर प्रदर्शित करण्याबाबत आवश्यक ती कार्यवाही करावी)

निवडनस्ती (नवि-११).

सेक्शन ३७ फाईल.

Maharashtra Regional & Town Planning Act, 1966.
Sanctioned planning proposals of Bandra-Kurla Complex.
Sanction to the modification under section 37(2) of the ...

GOVERNMENT OF MAHARASHTRA
Urban Development Department
Mantralaya, Mumbai 400 032.
Dated 1st August, 2009.

NOTIFICATION

No. TPS-4304/1483/CR-128/09/UD-11.

Whereas the Government of Maharashtra (hereinafter referred to by its acronym "GOM") appointed the Mumbai Metropolitan Region Development Authority (hereinafter referred to as "the said Authority") established under section 3 of the Mumbai Metropolitan Region Development Act, 1974 (Mah. IV of 1975) to be the Special Planning Authority for Bandra-Kurla Complex Notified Area (hereinafter referred to as "the said Bandra-Kurla Complex") by the Government Notification, Urban Development Department No. BKR-1177/262-UD-5, dated 7th March, 1977 promulgated in exercise of its powers conferred by section 40(1)(c) of the Maharashtra Regional and Town Planning Act, 1966 (hereinafter referred to as "the said Act");

And whereas, in exercise of its powers under clause (d) of sub-section (3) of section 40 of the said Act, the Government of Maharashtra approved by its Notification, Urban Development Department and Public Health Department No. BKR 1177/262-UD-5, dated 9th April, 1979, the proposals submitted by the said Authority for the development of lands in the said Bandra-Kurla Complex together with General Development Control Regulations to be applied in such Notified Area: (hereinafter referred to as "the said proposals");

And whereas, the said Authority, by a Resolution No. 990 passed in it's 108th meeting held on 1st December, 2003 has resolved to modify the Development Control Regulation No.4(i) for Bandra-Kurla Complex (hereinafter referred to as "the said DCR") under section 37(1) of the said Act, so as to make applicable the DCR No. 51 of R-1 Zone of Gr. Mumbai to the land use provision of Residential Zone in 'A' Block of BKC (hereinafter referred to as "the said lands") and for that purpose, has authorised the Metropolitan Commissioner to publish this notice;

And whereas, in exercise of the powers conferred under section 40(3)(d)of the said Act read with section 21 of the Mumbai General Clauses Act, 1904 and all other powers enabling it in this behalf, the Authority gives a notice under section 37 of the said Act for modification to the said proposal by inserting the following proviso in the said proposal No.4(i) for BKC:-

Proposed proviso in DCR No.4(i) :

"Provided that the Provisions of Development Control Regulation No.51 for Greater Mumbai, 1991 in respect of 'Residential use and Ancillary uses' in "Purely Residential Zone (R-1 Zone)" shall be applicable for development of the

lands designated for 'Residential' use in 'A' Block of Bandra-Kurla Notified Area.

And whereas, the said Authority published the notice regarding the said modification in Government Gazette dated 15/1/2004 and in the news papers namely Free Press Journal (English) & Navashakti (Marathi) dated 15/1/2004 for inviting suggestions/objections from the general public regarding the said modification;

And whereas, one suggestion/objection was received within a period of 30 days as stipulated under section 37 of the said Act, regarding the said modification. But the above said suggestion/objection was withdrawal afterwards, hence no hearing was conducted was conducted on the said modification;

And whereas, the said Authority has submitted the said modification proposal to Government vide letter dated 1/7/2004 bearing No. TCP(P-2)/BKC-11-23/279/04 for sanction under section 37(2) of the said Act;

And whereas Director of Town Planning, Maharashtra State has recommended to sanction the said modification proposal vide his letter dated 20/10/2006;

And whereas, as the proposed modification is in the interest of public, after consulting Director of Town Planning, Maharashtra State, Government finds it necessary to sanction the said modification with some changes;

Now, therefore, in exercise of the powers conferred under section 37(2) of the said Act, Government sanctions the said modification by adding new Regulation in DCR No.4(i) thereby –

A) "Provided that the provisions of Development Control Regulation No. 51 for Greater Mumbai, 1991 in respect of 'Residential use and Ancillary uses' in 'Purely Residential Zone (R-1 Zone)' shall be applicable for development of the lands designated for 'Residential use' in 'A' block of Bandra Kurla Notified Area".

B) Coastal Regulation Zone's provisions are applicable for the development of 'A' Block of Bandra-Kurla Complex.

C) Fixes the date of publication of this modification in the official gazette (ordinary) to be the date on which the said modification shall come into force.

D) Directs the said Corporation that in the schedule of modification appended to the aforesaid Governments Notification sanctioning the said Plan, after the last entry, the above entry(A) shall be added.

By order and in the name of the Governor of Maharashtra,

(Rajendra Habde)
Under Secretary to Government.